

UNITED STATES OF AMERICA,	:	CASE NO. 5:04-cr-00166-1
	:	
Plaintiff,	:	
	:	
vs.	:	JUDGMENT
	:	
MARK D. BACKHAUS,	:	
	:	
Defendant.	:	
	:	

On February 14, 2008, the Court entered judgment granting in part the Petitioner's § 2255 action to allow him to undertake a delayed appeal. [Case 5:05-cv-02140, Docs. [23](#), [24](#)]. Therefore, the Court will **VACATE** judgment in the above captioned case and **RE-ENTER** judgment, to allow the Defendant to undertake a delayed appeal. *See Adkins v. United States*, 131 Fed. Appx. 456, 457 (6th Cir. 2005).

Dated: February 25, 2008

-1-